

FILED IN THE
U.S. DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

Jan 27, 2025

SEAN F. MCAVOY, CLERK

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

UNITED STATES OF AMERICA,

Plaintiff,

v.

KENNETH H. CRAUSE,

Defendant.

No. 2:10-CR-00040-MKD

ORDER GRANTING
DEFENDANT’S MOTION TO
DISMISS PETITION DATED
OCTOBER 10, 2024

Before the Court is Defendant’s Motion to Dismiss, Motion for Discovery and Abatement, and Miscellaneous Notices, ECF No. 161. Defendant moves to dismiss the Petition dated October 10, 2024, alleging he violated his conditions of supervised release (Violation No. 1), ECF No. 152. ECF No. 161 at 2-4.

Alternatively, Defendant moves for abatement of the proceedings on this Petition until the United States discloses discovery related to Violation No. 1. *Id.* at 4-5.

In response, the United States indicates it does not object to dismissing the October 10, 2024, Petition, ECF No. 152, which is based on the same facts as the

Petition dated January 2, 2025, and containing Violation No. 2, ECF No. 167.
ECF No. 169 at 2.

Accordingly, **IT IS HEREBY ORDERED:**

1. Defendant's Motion to Dismiss, Motion for Discovery and Abatement, and Miscellaneous Notices, **ECF No. 161**, is **GRANTED in part** and **DENIED as moot in part**.

a. The Supervised Release Petition dated October 10, 2024, containing Violation No. 1, is **DISMISSED**.

b. Defendant's alternative request for abatement is **DENIED as moot**.

IT IS SO ORDERED. The Clerk's Office is directed to enter this Order and provide copies to all counsel and the U.S. Probation Office.

DATED January 27, 2025.

s/Mary K. Dimke
MARY K. DIMKE
UNITED STATES DISTRICT JUDGE